

**NOTICE OF SHERIFF'S SALE**  
In the Circuit Court of the State of Oregon, for the County of Klamath.

The American Bank and Trust Company, a Corporation, Plaintiff.

vs.  
Marie L. Gifford and Walter S. Gifford, Wife and Husband, Defendants.

Notice is hereby given that, by virtue of an execution, duly issued out of the above-entitled court and cause, on the 13th day of January, 1912, upon a decree, made and entered of record in said cause on the 10th day of January, 1912, in favor of the above-named plaintiff, directing the sale of the premises therein and hereinafter described, to satisfy the sums respectively stated below.

Now, therefore, by virtue of said execution, and in compliance with said writ I have duly levied on each of said premises, and will, on Tuesday, the 13th day of February, 1912, at 10 o'clock a. m. of that day, at the front door of the county court house, in Klamath Falls, Klamath County, Oregon, sell, at public auction, to the highest bidder for cash, all the right, title and interest of the above-named defendants, and each of them, in and to each of said premises, hereinafter described, or so much thereof, in each cause of suit, as may be necessary to satisfy the sums named in said execution, respectively, and hereinafter made to appear; together with the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

The said premises are to be sold, as aforesaid, in three causes of suit, and the amounts in payment of which the proceeds of such sale are to be applied in satisfaction of said judgment, appear respectively and immediately after the description of the premises in each cause of suit, as follows, to-wit:

1.—Premises to be sold in first cause of suit:  
Lots three (3) and four (4) in block thirty-seven (37), and lots one (1), two (2), three (3), four (4) and (5), in block twenty-one (21), of second addition to the city of Klamath Falls, Klamath county, Oregon; and

Proceeds from such sale to be applied to the payment of the principal sum of \$1,656.56 and interest thereon at the rate of 10 per cent per annum, from May 7, 1911; the sum of \$200, attorneys' fees; the sum of \$30.75, the proportionate part of the costs

and disbursements arising under this first cause of suit, and the accruing costs thereunder.

2.—Premises to be sold in second cause of suit:  
Lots five (5), six (6), seven (7) and eight (8), in block nineteen (19), of second addition to the city of Klamath Falls, Klamath county, Oregon; and

Proceeds of such sale to be applied to the payment of the principal sum of \$120 and interest thereon, at the rate of 10 per cent per annum, from February 10, 1911; the sum of \$25, attorneys' fees; for the sum of \$10, the proportionate part of the costs and disbursements arising under this second cause of suit, and the accruing costs thereunder; and

3.—Premises to be sold in third cause of suit:  
Lots 11 and 12, in block 19 of second addition to the city of Klamath Falls, Klamath county, Oregon; and

Proceeds of such sale to be applied to the payment of the principal sum of \$100 and interest thereon at the rate of 10 per cent per annum, from February 11, 1911; for the sum of \$25, attorneys' fees; for the sum of \$10, the proportionate part of the costs and disbursements arising under this third cause of suit, and the accruing costs thereunder;

And if there be any surplus, after the application of such proceeds to the satisfaction of said judgment, as aforesaid, in either of said causes of suit, the same shall be paid into said court to be further applied as by law directed.

Dated this 13th day of January, 1912.

W. B. BARNER,  
Sheriff.

1-13-2-10 h

**GUARDIAN'S FINAL ACCOUNT**

Notice is hereby given that Altha Beach, guardian of the person and estate of John C. Beach, deceased, has filed in the county court of Klamath County, Oregon, her final account as such guardian, and that the court has fixed Thursday, the 15th day of February, 1912, at the hour of 10 a. m. of said day, at the court room of said court, in Klamath Falls, Oregon, as the time and place for hearing objections to said account and settlement thereof.

Given at Klamath Falls, Oregon, this 15th day of January, 1912.

ALTHA BEACH,  
Guardian of the Estate of John C. Beach, Deceased. 1-16-2-6 h

**LAW SUIT WITH WHISKERS GETS VERDICT AT LAST**

Litigation Which Had Been Pending for Forty Years in Massachusetts County, Ends, With All Those Originally Interested Dead

BOSTON, Feb. 10.—A case which has been pending in the Suffolk county court for forty years is ended, and judgment will be entered for the estate of the plaintiff in the sum of \$54,263.

The suit was brought by James T. Moore against Daniel T. Rawson & Co., formerly wholesale boot and shoe dealers in Boston, and was for the settlement of a partnership account. For twenty-seven years no substantial progress was made in the proceedings as three masters appointed by the court died before making any report.

Every person originally connected with the case, including judges and counsel, is dead, the last survivor, Moore, the plaintiff, having died last year. The work of the master was made more difficult because the books had been damaged almost to the point of destruction in the great Boston fire of 1872.

**SAY TEDDY FLOPPED IN FLING FULL OF SARCASM**

Fall Taken Out of Oyster Bay's Disfranchised Citizen at the Formal Launching of Oregon Women's Suffrage League

United Press Service

PORTLAND, Feb. 10.—The great Oom of the Outlook has flopped again. We did not, however, regard him as an important addition to our ranks.

This sarcastic fling at Theodore Roosevelt today marks the formal launching of the Oregon women's equal suffrage campaign. Mrs. Helen May Greeley, lawyer and representative of the New York Equal Suffrage League, led the attack against Roosevelt with the above declaration.

Governor Johnson left New York today for Washington to see La Follette, and will return here before starting for Sacramento.

**NAME FORTS AT PANAMA FOR FAMOUS AMERICANS**

War Department Makes Decision to Honor Prominent Men of This Country as Well as Others Making Panama History

United Press Service

WASHINGTON, D. C., Feb. 10.—Following the decision of the war department that the forts along the Panama canal zone shall be named for men famous in American and Panama history, a schedule has been drawn up showing the new nomenclature. The military reservations at the Pacific terminus of the canal will be named Fort Grant and Fort Amador—the first for the former president of the United States, the second in honor of the first president of Panama, who died May 2, 1909.

The reservations at the Atlantic terminus will be named Fort Sherman, Fort Randolph and Fort De Lesseps—the first two in honor of the generals, Sherman and Randolph, the third in honor of Ferdinand De Lesseps, promoter of the Panama canal, who died December 7, 1894.

The batteries on the Fort Grant reservation will be named as follows: Batteries Newton, Merritt, Warren, Buell, Burnside, Parke, all of whom were officers of the United States army.

The batteries at Forts Sherman, Randolph and De Lesseps will also be named after noted regular army or volunteer officers.

At San Diego, forty socialists and industrial workers, including three women, were jailed for soapbox oratory. A crowd of sympathizers demonstrated before the jail this morning, but dispersed on a police order.

We have some very desirable 6th street property for sale—Stephens-Hunter Realty Co.

**NOTICE**

Notice is hereby given that there are funds in the city treasury for the redemption of general fund warrants up to and including No. 2,816. Protested July 22, 1908. Interest will cease from date hereof.

Dated at Klamath Falls, Oregon, January 30, 1912.

J. W. SIEMENS, City Treasurer.

**FRESH AIR FEUD RILES CLERKS OF PRESIDENT**

Question of Whether to Ventilate or Not Vexed One, and While Taft and Hillies Want Open Windows, Others Do Not

United Press Service

WASHINGTON, D. C., Feb. 10.—A fresh air feud is "riling up" the clerks in President Taft's office. When or how it will be settled is problematical, at least until spring.

"To ventilate or not to ventilate" their offices is the question. So serious has become the squabble that the window weights are being worn out with alternate raising and lowering, as the "antls" and "pros" are in the majority.

Great gusts of fresh air, letting in the wintry breezes, are demanded by one faction of the president's clerks. Another insists the offices shall be aired out only twice daily, before the beginning of a work day and during lunch hour.

This fresh air problem is a prevalent source of trouble in all government departments, but never before reached the White House. Unable to stand the cold air of the "fresh air cranks," Col. Warren G. Young, society arbiter of the executive mansion, has voluntarily exiled himself from the offices, and moved his desk into an adjoining file room—in solitary, cozy, warm grandeur.

President Taft and Secretary Hillies seem to favor the fresh air cohorts, windows in their offices always being slightly opened during business hours.

**Silverware of Quality**

We guarantee to every purchaser of Community Silver that it is the best that can be made by skilled workmen with the latest machinery and the best material, and this guarantee is based upon a reputation for excellence and integrity in manufacture now established for over half a century.

**Special Guarantee**

We guarantee all goods (except knives) bearing the stamp, Community Silver, Triple Plus, for fifty years in ordinary family use. For sale by FRANK M. UFF, Watchmaker, Jeweler and Engraver, Willits Building.

**Herald Want Ads**

**MISCELLANEOUS**

KODAK FINISHING—First class and prompt results by Frank Duncan, over First National bank, or leave orders at Little Bank store, two doors west of postoffice.

WANTED—About \$8,500 from two to five years; well improved farm property as security. Address E. L. Elliott, attorney, Klamath Falls, Ore. 4-61\*

**FOR RENT**

FOR RENT—Three or four furnished housekeeping rooms in private family; no children. Enquire at Herald office.

FOR RENT—A good 8-room house, modern, near 6th and Main, at \$10 per month. See Arthur R. Wilson, 517 Main street. 51-61

FOR RENT—Furnished rooms for gentlemen, at the Oregon House.

Temple theater, Matinee daily, 3:30 p. m. Evening, first performance, 7:15, continuous.

**FOR SALE**

FOR SALE—Dry slab wood, 16-inch, delivered to any part of the city. Ackley Bros. Phone 451. 18-1f

**DRY SLAB WOOD**

I am now delivering first class 16-inch dry slab wood to any place in the city for \$3 a load. Now is the time to get your wood cheap, before wet weather begins.

P. C. CARLSON,  
Leave orders at O. K. Transfer company or Oregon Harness company.

**NOTICE**

There are funds on hand to redeem the following sewer warrants: Nos. 43, 45, 46, 47, 50, 51, 48, 49, 52. Interest will cease from date hereof.

Dated at Klamath Falls, Ore., this 25th day of January, 1912.

J. W. SIEMENS, City Treasurer.  
25th day of January, 1912. 25-2t

**SUMMONS**

In the Circuit Court of the State of Oregon, for the County of Klamath.

M. M. Obenshain, plaintiff,  
vs.  
Lansome-Crummey Company, a Corporation, Defendant.

To Ransome-Crummey Company, Defendant Above Named:

In the name of the State of Oregon: You are hereby required to answer the complaint filed against you in the above entitled action, on or before the 14 day of February, 1912, that being the day of the last publication of this summons, and the last day within which you are required to answer, as fixed by the order of publication of this summons.

If you fail to appear and answer, the plaintiff will take judgment against you for the sum specified in said complaint.

Said action is brought to recover the balance of \$1,050, due from you to plaintiff, for services rendered and labor performed in said state of Oregon, between the 1st day of February and the 30th day of November, of the year 1910, and plaintiff's costs and disbursements in such action.

That the defendant was, at the commencement of this action, and now is, the owner of certain personal property, attached in Klamath county, Oregon, and described as follows, to-wit:

4 standard gauge cars,  
1 street sprinkler,  
1 2-horse street or road roller.

That on the 9th day of December, 1911, and after the issuance of summons to be served on said defendant, at the instance of the plaintiff, the sheriff of said county duly attached said above described personal property and now holds the same in his possession, at Klamath Falls, Oregon, by virtue of said writ of attachment.

This summons is published once a week, for six successive weeks, in the Evening Herald, a daily newspaper of general circulation, printed and published in the city of Klamath Falls, Klamath county, Oregon, by order of Honorable Wm. S. Worden, judge of the county court of Klamath county, state of Oregon, and dated December 21, 1911, the first publication of this summons being made on the 22d day of December, 1911.

STONE & BARRITT,  
12-22-3-3 h Att'ys for Plaintiff.

# Proposed Amendment to Charter Providing For Commission Form of Government for Klamath Falls

CONTINUED FROM YESTERDAY'S HERALD

**Section 65.**  
Special Appropriations for 1912—The council shall during the year 1912 pass such special appropriation ordinances as may be necessary to pay the salaries and defray the expenses of any and all department officers and employees of the city for the year 1912, but not thereafter; and the warrants for the payment for such salaries and expenses after being duly allowed and audited may be drawn against such appropriation, and the amount so required for the payment of such warrants or as much thereof as may be necessary shall be payable out of any available moneys not otherwise appropriated, or failing such money, the warrants shall be registered and payable out of the revenue of the next fiscal year, which said tax levy shall be made sufficiently large to pay for the same.

**Section 66.**  
Collection of Taxes—Until the council shall otherwise by ordinance provide the, County Tax Collector shall collect all city taxes in the same manner and at the same time as the state taxes are collected, and all laws of the state for the assessment of property and the levy and collection of general taxes, including laws for the sale of property for taxes and the redemption of the same, shall apply and have full effect within the city except as otherwise modified by this charter.

On or before the 5th day of each month the City Clerk shall collect from the County Treasurer the amount of tax collections of the city for the preceding month.

**Section 67.**  
City Indebtedness—The indebtedness of the city may be incurred by bond issues providing for the city an adequate water, electric light and sewerage system and other public utilities. In the event of the city owning its own water system, the surplus of the fund from the sale of water to the consumers in excess of operation and maintenance shall be applied as follows: 50 per centum to apply on interest and other indebtedness, and 50 per centum to be converted into the sinking fund for the redemption of water bonds. In the event of the city owning its electric lighting system all moneys received in excess of operation and maintenance shall be applied in the redemption of electric light bonds.

**Section 68.**  
(a)—Department of Water and Light: an entity—In the event the city shall own its own water and

lighting systems, or either of them, all property rights and obligations of the city in respect to water or lighting systems, shall be as far as practicable administered as an entity, and the City Council is hereby authorized to create departments and pass all needed rules and regulations for the carrying out of this provision of the charter. All contracts, records and muniments of title pertaining thereto shall be assembled and carefully preserved, and an account shall be kept of the assets, liabilities, receipts and disbursements, separate and distinct from the accounts of the other departments.

(b)—Rates, Regulations, Fines—The City Council shall, in the event the city owns its own water system, by ordinance fix rates, establish regulations for these of water by the consumer thereof, provide for the orderly administration of the department and impose fines and penalties for the violation thereof. Such ordinance shall establish a uniform system of rates for the use of water by the consumers thereof, from which rates there shall be no rebate or reduction.

Whenever the revenue from said water system shall produce a surplus over and above the cost of operation and maintenance and interest on the cost of construction and the sinking fund provided by this charter for the redemption of bonds, it shall then be the duty of the city council to reduce the rates to consumers so that as far as practicable the people may receive the benefits of this department at not more than actual cost, plus a reasonable allowance for depreciation and extension of said system.

All consumers living outside of the city limits shall pay such rates as may be established and fixed by the City Council.

**Section 69.**  
Assistance and Employees—The City Council shall appoint a city health officer, who shall act with and under the direction of the mayor; it may also appoint a plumbing inspector and all such assistants and employees as may be necessary to protect the health of the city.

**Section 70.**  
Qualifications of Health Officer—The health officer shall be a graduate of a reputable medical college, and shall have practiced medicine and have been a resident of the City of Klamath Falls, Oregon, one year next preceding his appointment. He shall be licensed to practice medicine within the State of Oregon. Such

health officer shall devote such time as may be necessary to the duties of his office.

**Section 71.**  
Qualifications of Employees—The plumbing inspector and other employees shall be persons properly skilled and qualified for the efficient and faithful performance of their respective duties, and shall pass a satisfactory examination as provided in this charter.

**Section 72.**  
Regulations—The council shall make all ordinances and regulations which may be necessary for the preservation of the public health and the suppression of disease.

**Section 73.**  
Police and Fire Department—The council shall by ordinance provide for the establishment and maintenance of a Police and Fire Department, consisting of such employees as it may deem necessary.

**Section 74.**  
Direct Legislation by the People—The qualified voters of the city shall have power through the initiative as provided by this charter and the general laws of the state and by the Commissioners, to enact appropriate legislation to carry out and enforce any of the above general powers of the city or any of the specified powers of the council.

**ARTICLE VIII.**  
**Executive and Administrative Departments and Duties of the Commissioners**

**Section 75.**  
Departments—The executive and administrative powers, authority and duties of the city shall be distributed among three departments as follows:  
Department 1.—Public Affairs, Health and Civic Beauty.  
Department 2.—Finance and Supplies.  
Department 3.—Streets and Highways, Light, Water and Sewers, Parks, Cemeteries, Public Buildings and Grounds.

**Section 76.**  
Public Affairs, Health and Civic Beauty—The Commissioner of Department No. 1 shall have charge of  
(a)—He shall, unless otherwise provided by ordinance, be the Judge of the Municipal Court of the city; he shall be ex-officio the head of the Police and Fire Departments.  
(b)—He shall see that all health ordinances are enforced, and shall have supervision of the plumbing

inspector, and general supervision of all foods and milk offered for sale within the city.

(c)—He shall have general supervision of the architectural beauty and make recommendations as to the color and style and character of buildings, pavings, sidewalks, as to him may seem advisable to the end of improving the city's appearance and beauty.

(d)—Powers of Arrest—The Commissioner of Department No. 1, and all salaried employees of the city whose duties appertain to the enforcement of any provision in this charter or any ordinance of the city relating to health shall have the right and power to arrest any person or persons who violate any of the ordinances, rules or regulations ordained for the promotion of health.

(e)—He shall in connection with the health officer under ordinances, rules and regulations adopted by the City Council, or under any authority given by state law, properly isolate all contagious diseases, a record of which shall be kept on file in his office. A statement of all assets, liabilities, receipts and disbursements pertaining to said Health Department, shall be kept separate and distinct from other funds.

(f)—He shall have general supervision of all public affairs not otherwise provided in this charter.

**Section 77.**  
Finance and Supplies—The Commissioner of Department No. 2 shall have charge of Department No. 2.  
(a)—He shall be the purchasing agent of all supplies for all departments of the city; he shall also be the city collector, and as such it shall be his duty to collect all water rent, license fees, money of the city in the hands of the County Treasurer, and all moneys due the city, and shall daily during banking hours pay the same to the City Treasurer, taking his receipt therefor. Said Commissioner shall furnish a good and sufficient bond for the faithful performance of his duties.  
(b)—Fiscal Year Same as Calendar Year—The fiscal year of the city shall commence of the 1st day of January and end on the 31st day of December of each year.  
(c)—Public Moneys—The Commissioner of Department No. 2 shall, under the power and control of the City Council, have the direct management of the revenues of the city except as otherwise provided by this charter.

TO BE CONTINUED MONDAY